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22 UNITED STATES DISTRICT COURT
23 NORTHERN DISTRICT OF CALIFORNIA
24 OAKLAND DIVISION

25 JAMES COTTLE, et al.,

26 CASE NO. 4:20-cv-03056-DMR

27 Plaintiff,

28 **DEFENDANT PLAID INC.’S RESPONSE IN
SUPPORT OF PLAINTIFF MITCHELL’S
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER CASES SHOULD
BE RELATED**

v.
PLAID INC.,

Defendant.

Hon. Donna M. Ryu

29 Action Filed: May 4, 2020

30 Trial Date: None Set

1 On June 26, 2020, Plaintiff Logan Mitchell filed an Administrative Motion to Consider
 2 Whether Cases Should be Related, arguing that the above-captioned case is related to *Mitchell v.*
 3 *Plaid Inc.*, No 3:20-cv-04230-SK (N.D. Cal.). *See* Dkt. No. 37.

4 Plaid Inc. supports Plaintiff's Administrative Motion because both actions "concern
 5 substantially the same [alleged] parties, property, transaction or event." Civ. L.R. 3-12(a)(1), (2).
 6 The actions involve the same defendant, Plaid Inc., and the same plaintiffs since the putative classes
 7 are nearly identical. Moreover, the two actions involve similar legal theories, and almost entirely
 8 overlapping causes of action. Further, both complaints allege similar facts relating to Plaid's alleged
 9 violations of state and federal privacy laws.

10 Thus, given the similarity of the alleged parties, underlying factual allegations, and legal
 11 theories, relating these two actions will promote efficiency and prevent inconsistent results. Indeed,
 12 relation would mitigate the "unduly burdensome duplication of labor and expense" that Plaid Inc.
 13 would be required to expend in the event it had to litigate these matters separately. Civ. L.R. 3-
 14 12(a)(2).

15
 16 Dated: June 30, 2020

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